

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LORETTA BURTON, MICHAEL BURTON,  
*husband and wife,*

Plaintiffs,

v.

AMBER L. PRICE, CINDY A. PRICE  
*also known as CINDY CLINEDINST,*

Defendants.

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) CIVIL ACTION NO. 3:09-288  
) JUDGE KIM R. GIBSON  
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**Pretrial Conference: April 24, 2012**

Before Judge KIM R. GIBSON

Aaron J. Neuharth  
Appeared for Plaintiffs

Stephen J. Magley  
Appeared for Defendants.

Conference began: 9:39 A.M. Conference Concluded: 9:54 A.M.

Law Clerk: DGP Court Reporter: KS

Counsel entered their appearances and a pretrial conference was held. Attorney Neuharth indicated that the parties had reached an agreement to proceed with a non-jury trial and estimated that his case would take approximately one-half day to present. Attorney Magley agreed that the trial would be non-jury and estimated that his presentation would consist of roughly an hour of testimony and the submission of written reports. The Court indicated that it would schedule the matter for trial on May 21, 2012 at 9:00 a.m. with the expectation that trial would last one day, although the Court indicated that it would leave its calendar open for May 22, 2012 as well. The parties also agreed to submit written proposed findings of fact and conclusions of law after receiving copies of the trial transcript, as opposed to presenting oral closing arguments at the conclusion of trial. Accordingly, the Court indicated that it would: (1) issue an amended scheduling order; and (2) at the end of trial on May 21, 2012, direct trial

transcripts to be produced with costs to be shared by the parties, and provide counsel 30 days from the receipt of the transcripts to submit their proposed findings.